IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
WRIT PETITION NO. 903 (MS) OF 2006

1. Union of India through General Manager,
   Northern Railway, Baroda House, New Delhi.
2. Union of India through Divisional Railway Manager,
   DRM Office, Northern Railway, Moradabad.

.....Petitioner.

Versus

1. The Judge Small Causes Court/Additional District Judge/Fast Track Court, Vth, Dehradun.
2. Sri Jagannath Sharma, Receiver, S/o late Shri Ratan Mani, R/o 17-B, New Road, Dehradun and Glenvilla Chambers, Kulri, Mussoorie, District-Dehradun.

.....Respondents.

Dated: 15.07.2006
Hon'ble Rajesh Tandon, J.

Heard Sri Lalit Belwal, Advocate for the petitioner and Standing Counsel for the respondent no.1.

By the present writ petition, the petitioner has prayed for a writ of certiorari quashing the order dated 24th March, 2006 passed by the respondent no. 1 in S.C. Suit No. 20 of 2004.

The grievance of the petitioner is that the order has been passed on 24th March, 2006 rejecting the application 52-C, whereas the order is confined to application 58-C and in fact 52-C has not been considered and disposed of.

In view of such grievance, the Judge Small Causes Court is directed to consider the application 52-C and shall dispose of the same, in case the same has not yet been disposed of on merits by

any other order, within a period of three weeks from the date of presentation of the certified copy of the order.

Subject to the aforesaid observations, writ petition is disposed of.

(Rajesh Tandon, J.)

15.07.2006
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